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Attorney for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

VICTORIA RYAN,

Plaintiff,

v.

EDITIONS LIMITED WEST, INC., et al.

Defendants.

No. C 06-04812 PVT

**STIPULATION AND ORDER
TO CLARIFY ADR REQUIREMENTS**

On November 29, 2006, the Court ordered the parties to participate in mediation through the Court's Alternative Dispute Resolution Program (ADR Program). As of July 10, 2007, the parties had not yet completed mediation, and the Court ordered the parties to participate in a settlement conference before the Honorable Richard Seeborg, United States Magistrate Judge. The parties completed that settlement conference on August 7, 2007.

On March 3, 2008, a telephone conference was held between Robin W. Siefkin, a staff attorney with the ADR Program, and counsel for Plaintiff. Ms. Siefkin indicated that this action is still listed with the ADR Program as being ordered to mediation, and requested clarification that the Court, by its July 10 order, intended for the parties to participate in the settlement conference instead of mediation, rather than in addition to mediation. That is the understanding of all of the parties: the Court is no longer requiring the parties to participate in mediation through the ADR Program.

1 In addition, on December 27, 2007, the Court ordered the parties to participate in a further
2 settlement conference before Magistrate Judge Seeborg by January 31, 2008. The parties' reported to the
3 Court that a settlement conference could not be scheduled before January 31. A case management
4 conference was held on January 22, 2008, during which the parties reported to the Court that they did
5 not believe a further settlement conference would be productive given the current posture of the case. It
6 was the understanding of the parties that the Court is no longer requiring the parties to participate in a
7 settlement conference before Judge Seeborg, or in any other ADR option.

8 With reference to the foregoing,

9 IT IS STIPULATED by the undersigned counsel for the parties that: the parties are not required
10 to complete mediation through the ADR Program, a settlement conference before Judge Seeborg, or any
11 other ADR option. Any current order requiring the parties to participate in any ADR option is vacated.

12 DATED: March 3, 2008

13
14 /s/ Richard A. De Liberty

15 Richard A. De Liberty
16 Attorney for Plaintiff

17 DATED: March __, 2008

18 ISAACMAN, KAUFMAN & PAINTER, P.C.

19
20 Robert W. Woods

21 Attorneys for Defendants
22 Editions Limited West, Inc., and ArtSelect, Inc.

23 **ORDER**

24 Pursuant to the foregoing Stipulation,

25 IT IS SO ORDERED.

26 DATED:

27
28 United States Magistrate Judge

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2 settlement conference before Magistrate Judge Seeborg by January 31, 2008. The parties' reported to the
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6 was the understanding of the parties that the Court is no longer requiring the parties to participate in a
7 settlement conference before Judge Seeborg, or in any other ADR option.

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9 IT IS STIPULATED by the undersigned counsel for the parties that: the parties are not required
10 to complete mediation through the ADR Program, a settlement conference before Judge Seeborg, or any
11 other ADR option. Any current order requiring the parties to participate in any ADR option is vacated.

12 DATED: March 3, 2008

13
14 /s/ Richard A. De Liberty

15 Richard A. De Liberty
16 Attorney for Plaintiff

17 DATED: March 4, 2008

18 ISAACMAN, KAUFMAN & PAINTER, P.C.

19 
20 Robert W. Woods
21 Attorneys for Defendants
22 Editions Limited West, Inc., and ArtSelect, Inc.

23 **ORDER**

24 Pursuant to the foregoing Stipulation,

25 IT IS SO ORDERED.

26 DATED: March 6, 2008

27 

28 United States Magistrate Judge